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7 UNITED STATES DISTRICT COURT
8 EASTERN DISTRICT OF WASHINGTON

9 ISAAC L. DAVIS,

10 Plaintiff,

11 v.

12 JO ANNE B. BARNHART,
13 Commissioner of Social
14 Security,

15 Defendant.

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) No. 06-CV-0178-MWL
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) ORDER FOR STIPULATED REMAND
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16 The parties have filed a stipulation for remand of the above
17 captioned case to the Commissioner for further administrative
18 proceedings. (Ct. Rec. 17). The parties have consented to proceed
19 before a magistrate judge. (Ct. Rec. 6). After considering the
20 stipulation

21 **IT IS ORDERED** that the above -captioned case be remanded to the
22 Commissioner for further administrative proceedings. Upon remand,
23 the Administrative Law Judge (ALJ) will update the record; evaluate
24 plaintiff's mental impairment in accordance with the psychiatric
25 review technique, providing specific findings and appropriate
26 rationale for each of the four functional areas described in
27 § 416.920a(c); evaluate plaintiff's obesity; reassess plaintiff's
28 residual functional capacity, providing rational with specific
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1 references to evidence of record; in particular, consider
2 plaintiff's ability to balance and any specific balancing
3 limitations; obtain vocational expert testimony to clarify the
4 effect of the assessed limitations on plaintiff's occupational base;
5 and complete any other action necessary to develop the record and
6 issue a new decision.

7 The court reverses the Commissioner's decision under sentence
8 four of 42 U.S.C. 405(g) with a remand of the cause to the
9 Commissioner for further proceedings. *See Melkonyan v. Sullivan*,
10 501 U.S. 89 (1991).

11 **IT IS FURTHER ORDERED:** Judgment shall be entered for the
12 **PLAINTIFF.** An application for attorney fees may be filed by
13 separate motion. The District Court Executive is directed to enter
14 this Order, forward copies to counsel, and thereafter shall close
15 this file.

16 DATED this 30th day of November 2006.

17 /s/ Michael W. Leavitt

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19 MICHAEL W. LEAVITT
UNITED STATE MAGISTRATE JUDGE
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